

**OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
BUSINESS REGULATION AND ENFORCEMENT DIVISION**

IN THE MATTER OF :

**CHILDREN'S HOSPITAL AND RESEARCH
CENTER FOUNDATION**

RESPONDENT

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**Administrative Proceedings
Number: C-07-0095 and
C-04-0399**

ORDER LIFTING ORDER PREVIOUS ORDERS

The SECRETARY OF STATE OF MISSISSIPPI, by and through Patricia Melvin, Senior Attorney, Business Regulation and Enforcement Division ("Division"), hereby issues this Order Lifting Previous Orders issued against Children's Hospital and Research Center Foundation ("CHRCF") and in support hereof, states the following.

I. JURISDICTION

The Secretary of State is vested with the regulation of charitable solicitations pursuant to Miss. Code Ann. Sections 79-11-501, et seq. (Supp. 2000) (the "Act"). The Respondent is a charitable organization as defined by the Act and is, therefore, subject to the Secretary of State's regulatory authority. The Secretary of State has jurisdiction over this matter and the persons herein.

II. FACTS AND LAW

1. The Secretary of State issued a Final Order Denying Registration and Imposing Administrative Penalty against Respondent on June 27, 2005. Said order was mailed to the Respondent and its attorney via certified mail, return receipt requested, on July 6, 2005.

2. Said denial of registration was based on Respondent's failure to provide a notarized statement of solicitation as provided for in Mississippi Charities Act Rule 205(E).
3. In that same Order an administrative penalty of Two Thousand Dollars (\$2,000.00) was imposed.
4. On February 1, 2007, Respondent filed a new registration renewal application ("URS") with the Division.
5. In response to questions on the URS, Respondent answered that it had not been the subject of a proceeding regarding solicitation or registration.
6. Respondent also stated on the URS that it was currently registered in Mississippi, when in fact it had not been registered since November 19, 2004.
7. The Secretary of State issued a Final Order Denying Registration and Imposing Administrative Penalty against Respondent on May 23, 2007. Said order was mailed to the Respondent and its attorney via certified mail, return receipt requested, on May 24, 2007.
8. In this Order, an administrative penalty of Five Thousand Dollars (\$5,000.00) was imposed.
9. The Division served both Orders set out above on Respondent's attorney, Maureen Otis, and on certain of its officers and directors.
10. When contacted by Respondent, its attorney represented to it that these matters had been resolved.

III. PUBLIC INTEREST


The actions taken and proposed to be taken herein by the Secretary of State are in the public interest and are consistent with the purposes set out in Miss. Code Ann. § 79-11-501, et seq.

IT IS THEREFORE ORDERED, pursuant to the authority set out in the Act, that the Final Order Denying Registration and Imposing Administrative Penalty issued on June 27, 2005, and the Final Order Denying Registration and Imposing Administrative Penalty issued on May 23, 2007, are hereby lifted as to the provisions denying registration.

SO ORDERED, this the 8th day of October, 2008.

C. DELBERT HOSEMANN, JR.
Secretary of State,

BY:


PATRICIA MELVIN
Senior Attorney
Business Regulation and Enforcement


Prepared By:
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CERTIFICATE OF SERVICE

I, Patricia Melvin, do here by certify that I have this day mailed via United States Certified Mail, return receipt requested, postage pre-paid, a true and correct copy of the foregoing Order to the following:

Nathan Thomas, Esquire
Copilevitz & Canter, LLC
310 W. 20th Street, Suite 300
Kansas City, Missouri 64108

This, the 8th day of October, 2008.



Patricia Melvin
Senior Attorney